



CLARENCE MADDOX,  
CLERK OF COURT  
301 N. Miami Ave  
Miami, Florida 33128  
305-523-5280

TRANSMITTAL LETTER

JAMES R. HARRIS  
CLERK  
05 MAR 27 AM 11:31

**TO:** UNITED STATES DISTRICT COURT  
260 UNITED STATES COURTHOUSE  
85 MARCONI BOULEVARD  
COLUMBUS, OH 43215

**RE:** U.S.A. vs CUMMINGS

OUR CASE NUMBER 06-2171-DUBE'  
YOUR CASE NUMBER 2:06cr045

**DATE:** 03/22/06

=====

The above-mentioned cause has been transferred to your jurisdiction pursuant to

(Rule 20, 21(b), Rule 40, 19:36b)

Please find enclosed the following documents:

XX Original file  
           Certified File (pertinent papers only)  
           Magistrate Proceedings  
           CASH Bond Amount \$                    

(Note: Cash is not included in this transmittal and will be forwarded at a later date from the Financial Section)

Kindly acknowledge receipt of these documents by RECEIVE STAMPING the enclosed copy of this letter.

Yours sincerely

By COLETTE FARRINGTON  
Deputy Clerk

U.S. District Court  
FLS - Southern District of Florida Miami

CRIMINAL DOCKET FOR CASE #: 06-M -2171

USA v. Cummings  
Assigned to: Robert L. Dube

Filed: 02/22/06

Dkt # in other court: None

VON C. CUMMINGS (1) , DOB  
11/2/69 PRISONER NO. 76442-004  
1331 BRICKELL BAY DRIVE #3603  
MIAMI FL., 33131 (305)577-4642  
dba  
Paramount Capital Management,  
LLC  
dba  
Paramount Financial Partners,  
L.P.

defendant

Pending Counts:

NONE

Terminated Counts:

NONE

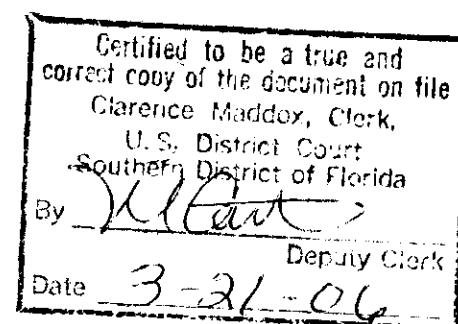
Complaints

Disposition

Wire Fraud

U. S. Attorneys:

NONE



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02/18/06	---	ARREST of Von C. Cummings (sl) [Entry date 02/22/06]
02/22/06	1	REPORT Commencing Criminal Action as to Von C. Cummings DOB: 11/2/69 Prisoner # 76442-004 (sl) [Entry date 02/22/06]
02/22/06	2	COPY of Warrant and Indictment from the Southern District of Ohio/Eastern Division as to Von C. Cummings (sl) [Entry date 02/22/06]
02/22/06	3	ORDER on Initial Appearance as to Von C. Cummings Bond set to temporary pretrial detention for Von C. Cummings. (no attorney in Court) Report re counsel set for 10:00 2/24/06 for Von C. Cummings ; Detention hearing set for 10:00 2/24/06 for Von C. Cummings ; Removal hearing set for 2/24/06 for Von C. Cummings ; before Duty Magistrate, , ( Signed by Magistrate Judge Robert L. Dube on 2/21/06) Tape # 06H-16-190 CCAP (sl) [Entry date 02/22/06]
02/24/06	4	STIPULATED ORDER denying request for pretrial detention and setting bond at \$200,000 CSB Nebbia (no hearing held) as to Von C. Cummings ( Signed by Magistrate Judge Robert L. Dube on 2/24/06) [EOD Date: 2/24/06] Tape # 06H-15-2390 CCAP (sl) [Entry date 02/24/06]

Proceedings include all events.  
1:06M 2171 USA v. Cummings

- 02/24/06      5      ORDER on Hearing to Report Re Counsel and removal hearings as to Von C. Cummings Counsel by reset to 10:00 3/3/06 for Von C. Cummings before Duty Magistrate ( Signed by Magistrate Judge Robert L. Dube on 2/2/06) Tape # 06H-15-2390 CCAP (sl) [Entry date 02/24/06]
  
- 03/03/06      6      WAIVER of Removal hearing by Von C. Cummings ( Signed by Magistrate Judge William C. Turnoff on 3/3/06) [EOD Date: 3/10/06] Tape # (mpc) [Entry date 03/10/06]
  
- 03/15/06      7      STIPULATION OF SATISFACTION OF NEBBIA CONDITION by Von C. Cummings, USA as to Von C. Cummings (nf) [Entry date 03/15/06]
  
- 03/15/06      8      ORDER as to Von C. Cummings granting [7-1] nebbia stipulation as to Von C. Cummings (1) ( Signed by Magistrate Judge Robert L. Dube on 3/10/06) [EOD Date: 3/15/06] CCAP (nf) [Entry date 03/15/06]
  
- 03/15/06      9      ORDER as to Von C. Cummings setting special condtions deft. shall be permitted to travel from s/d fl to s/d ohio in connection with his case in that district. Report to pts as directed, ( Signed by Magistrate Judge Robert L. Dube on 3/14/06) [EOD Date: 3/15/06] CCAP (nf) [Entry date 03/15/06]
  
- 03/15/06      10      BOND entered by Von C. Cummings in Amount \$ 200,000 CSB/NEBBIA (SAT) (Surety Information: UNIVERSAL BAIL BONDS , PAMELA L. GIVANS , 1540 NW 15TH MIAMI, FL (305)547-2999) Approved by Magistrate Judge Robert L. Dube . (nf) [Entry date 03/15/06]

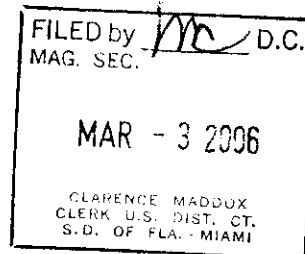
UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

Case No. 06-2171-Duke'

UNITED STATES OF AMERICA,

vs.

ORDER OF REMOVAL



Von C. Cummings

A(n) \_\_\_\_\_ Complaint  
\_\_\_\_\_ Indictment  
\_\_\_\_\_ Information  
\_\_\_\_\_ Probation Violation Warrant  
\_\_\_\_\_ Bench Warrant

having been filed in the Southern District of Ohio  
charging the above named defendant with fraud  
and the defendant having

\_\_\_\_\_ surrendered

☒ been arrested

in the Southern District of Florida, having had an initial appearance before the Court and having:

☒ waived further hearing

\_\_\_\_\_ been given a hearing in accordance  
with Fed.R.Crim.P. 40

and having posted the bail as set by the Court, it is thereupon

**ORDERED AND ADJUDGED** as follows:

1. The defendant is held to answer in the District in which the charge is outstanding and shall appear before the District Court thereof at such time and place as may be ordered; and

2. All funds and documents filed with the Clerk of court in this case shall be transferred to the District where the charge is outstanding.

**DONE AND ORDERED** at Miami, Florida this 3 day of March, 2006.

Tape No. 06 ~~B~~ N/A

UNITED STATES MAGISTRATE JUDGE

c: U.S. Marshal, PTS  
Defense Csl  
Financial Section  
AUSA

11  
MPC

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

APPEARANCE BOND:

CASE NO.: 062171 DUBLE

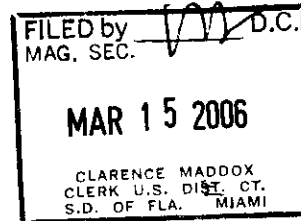
UNITED STATES OF AMERICA

Plaintiff,

v.

Defendant,

VON C. CUMMINGS. /



I, the undersigned defendant and I or we, the undersigned sureties, jointly and severally acknowledge that we and our personal representatives, jointly and severally, are bound to pay the United States of America, the sum of \$ 200,000.00 C/S/B.

STANDARD CONDITIONS OF BOND

The conditions of this bond are that the defendant:

1. Shall appear before this court and at such other places as the defendant may be required to appear, in accordance with any and all orders and directions relating to the defendant's appearance in this case, including appearance for violation of a condition of the defendant's release as may be ordered or notified by this court or any other United States District Court to which the defendant may be held to answer or the cause transferred. The defendant to abide by any judgment entered in such matter by surrendering to serve any sentence imposed and obeying any order or direction in connection with such judgment. This is a continuing bond, including any proceeding on appeal or review which shall remain in full force and effect until such time as the court shall order otherwise.
2. May not at any time, for any reason whatever, leave the Southern District of Florida or other District to which the case may be removed or transferred after he or she has appeared in such District pursuant to the conditions of the bond, without first obtaining written permission from the court, except that a defendant ordered removed or transferred to another district may travel to that district as required for court appearances and trial preparation upon written notice to the Clerk of this court or the court to which the case has been removed or transferred. The Southern District of Florida consists of the following counties: Monroe, Miami-Dade, Broward, Palm Beach, Martin, St. Lucie, Indian River, Okeechobee, and Highlands.
3. May not change his or her present address as recorded on page 4 of this bond without prior permission in writing from the court.
4. Is required to appear in court at all times as required by notice given by the court or its clerk to the address on this bond or in open court or to the address as changed by permission from the court. The defendant is required to ascertain from the Clerk of Court or defense counsel the time and place of all scheduled proceedings on the case. In no event may a defendant assume that his or her case has been dismissed unless the court has entered an order of dismissal.
5. Shall not commit any act in violation of state or federal laws.

10  
2/28

DEFENDANT: Van C. Cummings  
CASE NUMBER: 062171 DUBE  
PAGE TWO

SPECIAL CONDITIONS OF BOND

In addition to compliance with the previously stated conditions of bond, the defendant must comply with the special conditions checked below:

- ☐ a. Surrender all passports and travel documents, if any, to the Pretrial Services Office and not obtain any travel documents during the pendency of the case;
- ☒ b. Report to Pretrial Services as follows: (☒) as directed or \_\_\_\_\_ times in person and \_\_\_\_\_ times by telephone;
- ☐ c. Submit to substance abuse testing and/or treatment as directed by Pretrial Services;
- ☐ d. Refrain from excessive use of alcohol, or any use of a narcotic drug or other controlled substance, as defined in section 102 of the Controlled Substances Act (21 U.S.C. § 802), without a prescription by a licensed medical practitioner;
- ☐ e. Participate in mental health assessment and/or treatment;
- ☐ f. Participate and undergo a sex offense specific evaluation and treatment;
- ☐ g. Maintain or actively seek full-time employment;
- ☐ h. Maintain or begin an educational program;
- ☐ i. Avoid all contact with victims of or witnesses to the crimes charged, except through counsel;
- ☐ j. Refrain from possessing a firearm, destructive device or other dangerous weapons;
- ☐ k. None of the signatories may sell, pledge, mortgage, hypothecate, encumber, etc., any property they own, real or personal, until the bond is discharged, or otherwise modified by the Court;
- ☐ l. May not visit commercial transportation establishment: airports, seaport/marinas, commercial bus terminal, train stations, etc.;
- ☐ m. No access to the internet via any type of connectivity device (i.e. computers, pda's, cellular phones, tv's), and follow instructions as outlined in the attached agreement waiver provided to you by Pretrial Services;
- ☐ n. **HOME CONFINEMENT PROGRAM** The defendant shall participate in one of the following home confinement program components and abide by all the requirements of the program which ( ) will not or ( ) will include electronic monitoring or other location verification system, paid for by the defendant based upon his/her ability to pay ( ) or paid for by Pretrial Services ( ).
- \_\_\_\_\_ Curfew: You are restricted to your residence every day from \_\_\_\_\_ to \_\_\_\_\_, or as directed by the Court.
- \_\_\_\_\_ Home Detention: You are restricted to your residence at all times except for: ( ) medical needs or treatment, ( ) court appearances, ( ) attorney visits or court ordered obligations, and ( ) other \_\_\_\_\_
- ☐ o. **HALFWAY HOUSE PLACEMENT** The defendant shall reside at a halfway house or community correction center and abide by all the rules and regulations of the program.
- You are restricted to the halfway house at all times except for: ( ) employment; ( ) education; ( ) religious services; ( ) medical, substance abuse, or mental health treatment; ( ) attorney visits; ( ) court appearances; ( ) court ordered obligations; ( ) reporting to Pretrial Services; and ( ) other \_\_\_\_\_
- ☒ p. May travel to and from: SD Ohio and must notify Pretrial Services of travel plans before leaving and upon return. SD IL
- ☒ q. Comply with the following additional conditions of bond:  
upt SD Ohio as ordered by the court.

DEFENDANT: Von C. Cummings  
CASE NUMBER: 062171 DUBE  
PAGE THREE

**PENALTIES AND SANCTIONS APPLICABLE TO DEFENDANT**

Violation of any of the foregoing conditions of release may result in the immediate issuance of a warrant for the defendant's arrest, a revocation of release, an order of detention, as provided in 18 U.S.C. § 3148, forfeiture of any bond posted, and a prosecution for contempt as provided in 18 U.S.C. § 401, which could result in a possible term of imprisonment or a fine.

The commission of any offense while on pretrial release may result in an additional sentence upon conviction for such offense to a term of imprisonment of not more than ten years, if the offense is a felony; or a term of imprisonment of not more than one year, if the offense is a misdemeanor. This sentence shall be consecutive to any other sentence and must be imposed in addition to the sentence received for the offense itself.

Title 18 U.S.C. § 1503 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to intimidate or attempt to intimidate a witness, juror or officer of the court; 18 U.S.C. § 1510 makes it a criminal offense punishable by up to five years of imprisonment and a \$250,000 fine to obstruct a criminal investigation; 18 U.S.C. § 1512 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to tamper with a witness, victim or informant; and 18 U.S.C. § 1513 makes it a criminal offense punishable by up to ten years of imprisonment and a \$250,000 fine to retaliate against a witness, victim or informant or threaten to do so.

It is a criminal offense under 18 U.S.C. § 3146, if after having been released, the defendant knowingly fails to appear as required by the conditions of release, or to surrender for the service of sentence pursuant to a court order. If the defendant was released in connection with a charge of, or while awaiting sentence, surrender for the service of a sentence, or appeal or certiorari after conviction for:

- (1) an offense punishable by death, life imprisonment, or imprisonment for a term of fifteen years or more, the defendant shall be fined not more than \$250,000 or imprisoned for not more than ten years, or both;
- (2) an offense punishable by imprisonment for a term of five years or more, but less than fifteen years, the defendant shall be fined not more than \$250,000 or imprisoned for not more than five years, or both;
- (3) any other felony, the defendant shall be fined not more than \$250,000 or imprisoned not more than ten years, or both;
- (4) a misdemeanor, the defendant shall be fined not more than \$100,000 or imprisoned not more than one year, or both.

A term of imprisonment imposed for failure to appear or surrender shall be consecutive to the sentence of imprisonment for any other offense. In addition, a failure to appear may result in the forfeiture of any bail posted, which means that the defendant will be obligated to pay the full amount of the bond, which may be enforced by all applicable laws of the United States.



DEFENDANT: Von C. CummingsCASE NUMBER: 062171 DUBE

PAGE FOUR

**PENALTIES AND SANCTIONS APPLICABLE TO SURETIES**

Violation by the defendant of any of the foregoing conditions of release will result in an immediate obligation by the surety or sureties to pay the full amount of the bond. Forfeiture of the bond for any breach of one or more conditions may be declared by a judicial officer of any United States District Court having cognizance of the above entitled matter at the time of such breach, and if the bond is forfeited and the forfeiture is not set aside or remitted, judgment may be entered upon motion in such United States District Court against each surety jointly and severally for the amount of the bond, together with interest and costs, and execution may be issued and payment secured as provided by the Federal Rules of Criminal Procedure and other laws of the United States.

**SIGNATURES**

I have carefully read and I understand this entire appearance bond consisting of four pages, or it as been read to me, and, if necessary, translated into my native language, and I know that I am obligated by law to comply with all of the terms of this bond. I promise to obey all conditions of this bond, to appear in court as required, and to surrender for service of any sentence imposed. I am aware of the penalties and sanctions outlined in this bond for violations of the terms of the bond.

If I am an agent acting for or on behalf of a corporate surety, I further represent that I am a duly authorized agent for the corporate surety and have full power to execute this bond in the amount stated.

**DEFENDANT**

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2005, at \_\_\_\_\_, Florida.

Signed and acknowledged before me:

WITNESS: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

ZIP \_\_\_\_\_

DEFENDANT:(Signature) [Signature]ADDRESS: 1331 Brickell Bay Dr.MiamiZIP 33139TELEPHONE: 305-577-4642**CORPORATE SURETY**Signed this 13 day of March, 2006, at Miami, Florida.SURETY: Universal BailbondsADDRESS: 1540 NW 15 Street RoadMiami, Florida ZIP 33125AGENT:(Signature) [Signature]PRINT NAME: Pamela L. GivansTELEPHONE: 305-547-2999**INDIVIDUAL SURETIES**

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2005, at \_\_\_\_\_, Florida.

SURETY:(Signature) \_\_\_\_\_

PRINT NAME: \_\_\_\_\_

RELATIONSHIP TO \_\_\_\_\_

DEFENDANT: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

ZIP \_\_\_\_\_

TELEPHONE: \_\_\_\_\_

Signed this \_\_\_\_\_ day of \_\_\_\_\_, 2005, at \_\_\_\_\_, Florida.

SURETY:(Signature) \_\_\_\_\_

PRINT NAME: \_\_\_\_\_

RELATIONSHIP TO \_\_\_\_\_

DEFENDANT: \_\_\_\_\_

ADDRESS: \_\_\_\_\_

ZIP \_\_\_\_\_

TELEPHONE: \_\_\_\_\_

**APPROVAL BY COURT**Date: 13 Mar 06[Signature]

UNITED STATES MAGISTRATE JUDGE



POWER AMOUNT  
\$255,000.00

POWER OF ATTORNEY  
**Indiana Lumbermens  
Mutual Insurance Company**

US# 791087

P.O. Box 68932, Indianapolis, IN 46268

KNOW ALL MEN BY THESE PRESENTS: that INDIANA LUMBERMENS MUTUAL INSURANCE COMPANY, a corporation duly authorized and existing under the laws of the State of Indiana, does constitute and appoint the below named agent its true and lawful Attorney-in-Fact for it and in its name, place and stead, to execute, and deliver for and on its behalf, as surety, a bail bond only.

Authority of such Attorney-in-Fact is limited to appearance bonds. No authority is provided herein for the execution of surety immigration bonds or to guarantee alimony payments, fines, wage law claims or other payments of any kind on behalf of below named defendant. The named agent is appointed only to execute the bond consistent with the terms of this power of attorney. The agent is not authorized to act as agent for receipt of service of process in any criminal or civil action.

This power is void if altered or erased or used in any combination with other powers of attorney of this company or any other company to obtain the release of the defendant named below or to satisfy any bond requirement in excess of the stated face amount of this power. This power can only be used once. The obligation of the company shall not exceed the sum of

**TWO HUNDRED FIFTY FIVE THOUSAND (\$255,000.00) DOLLARS**

and provided this Power-Of-Attorney is filed with the bond and retained as a part of the court records. The said Attorney-In-Fact is hereby authorized to insert in this Power-Of-Attorney the name of the person on whose behalf this bond was given.

IN WITNESS WHEREOF, INDIANA LUMBERMENS MUTUAL INSURANCE COMPANY has caused these presents to be signed by its duly authorized officer, proper for the purpose and its corporate seal to be hereunto affixed this 13 day of March, 2006.

Bond Amount \$ 200,000.- Appearance Date \_\_\_\_\_  
Defendant: Von C. Cummings  
Court Federal US Southern Dist. Case # 06-2171 DUBE  
County Dade City Miami St. FL Zip \_\_\_\_\_  
Offense Wire Fraud MP  
Executing Agent Patricia L. Livan MP



INDIANA LUMBERMENS MUTUAL  
INSURANCE COMPANY

*John F. Wolf*

John F. Wolf, President

11 M 9H

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 06-2171-DUBÉ

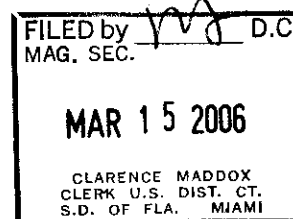
UNITED STATES OF AMERICA,

Plaintiff,

v.

VON C. CUMMINGS,

Defendant.



**ORDER SETTING SPECIAL CONDITIONS**

This Cause is before this Court on the conditions of bond for Defendant Von C. Cummings. After reviewing the file in this cause, it is **ORDERED AND ADJUDGED** as follows:

The Defendant shall be permitted to travel from the Southern District of Florida to the Southern District of Ohio solely for purposes in connection with his case in that district. The Defendant shall also be required to report to the court in the Southern District of Ohio as directed by that court. The Defendant shall provide Pretrial Service with an itinerary and contact information at least 72 hours prior to any travel outside of the Southern District of Florida.

**All other terms and conditions of the bond previously imposed by this Court, including but not limited to, the requirement that the Defendant report to Pretrial Services as directed, shall remain in full force and effect.**

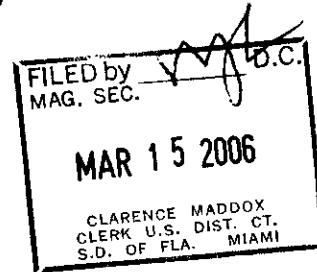
**DONE AND ORDERED** this 14 day of March, 2006.

ROBERT L. DUBÉ  
UNITED STATES MAGISTRATE JUDGE

cc: Rosa Rodriguez-Mera, AUSA  
Bill Ullman, Esq.  
Pretrial Services

UNITED STATES DISCRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION  
CASE #

UNITED STATES DISCRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION  
CASE # 2:06-CR-045-JEC  
JUDGE HOLSCHUH



UNITED STATES OF AMERICA

v.

VON C. CUMMINGS,  
dba PARAMOUNT FINANCIAL PARTNERS, L.P.  
PARAMOUNT CAPITAL MANAGEMENT, LLC.

**AGREED ORDER APPROVING NEBBIA CONDITIONS**

The court considered the stipulation of Assistant United States Attorney Kevin Kelley of Columbus, Ohio, Assistant United States Attorney Rosa Rodriguez-Mera of Miami, and Bill Ullman attorney for Von Cummings that the Nebbia conditions of the \$200,000 corporate surety bond have been satisfied.

Is thereupon ordered that the Nebbia conditions of a \$200,000 corporate surety bond posted by Von Cummings have been satisfied.

Ordered at Miami in the Southern District of Florida on March 10, 2006.

United States Magistrate Judge  
Southern District of Florida

copy AUSA Kevin Kelley, AUSA Rosa Rodriguez-Mera, Bill Ullman

ordr nbba

SCANNED

*[Handwritten signature]*

UNITED STATES DISCRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION

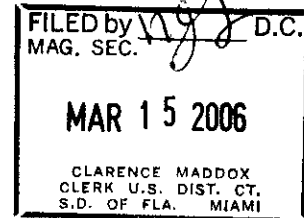
CASE # *06-2171-Dubre*

UNITED STATES DISCRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION  
CASE # 2:06-CR-045-JEC  
JUDGE HOLSCHUH

UNITED STATES OF AMERICA

v.


VON C. CUMMINGS,  
dba PARAMOUNT FINANCIAL PARTNERS, L.P.  
PARAMOUNT CAPITAL MANAGEMENT, LLC.



**STIPULATION OF SATISFACTION OF NEBBIA CONDITIONS**

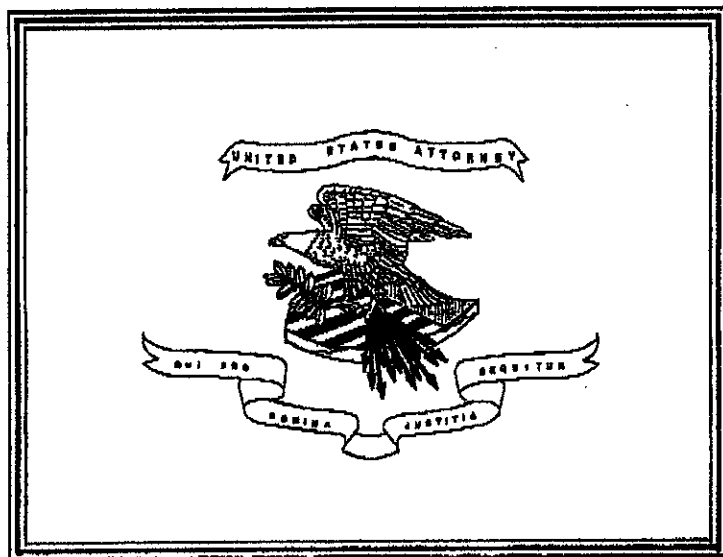
Assistant United States Attorney Rosa Rodriguez-Mera of Miami and Bill Ullman attorney for Von Cummings stipulate that the Nebbia conditions of the \$200,000 corporate surety bond have been satisfied. By attached letter, Assistant United States Attorney Kevin Kelley of Columbus, Ohio has also stipulated to satisfaction of the Nebbia conditions.

  
AUSA Rosa Rodriguez-Mera

  
Bill Ullman, attorney for Von Cummings

Nbba stpltn 3-10-06

SCANNED



**United States  
Department of Justice**

**United States Attorney  
Southern District of Ohio**

March 10, 2006

**Facsimile Transmission Cover Page**

**To: Bill Ullman, Esq.**  
**Organization: Law Offices**  
**Phone - Voice: (305)358-0284**  
**Fax: (305)374-3756**

**From: AUSA Kevin W. Kelley** *[Signature]* 3/10/06  
United States Attorney's Office  
303 Marconi Blvd., Suite 200  
Columbus, Ohio 43215

**Voice: (614) 469-5715**

**Fax: (614) 469-5653**

**Number of Pages Excluding Cover: 1**

**Regarding: United States v. Cummings**

**Comments/Remarks:** In regards to your March 10, 2006, letter, as we have discussed, our office has approved the Nebbia compliance based on the faxes previously provided to us. If all other conditions of the Magistrate Judge's previously established conditions for release have been met, we do not oppose the release of Mr. Cummings. Please feel free to contact me if there are any other questions or concerns.

*Bill Ullman*  
*Atty for Von [Signature] Cummings*  
*305-358-0284 - Miami -*

*FAKED*

*Emilio*  
*Theobor*  
*Jon*  
*BRAND*  
*Cummings*

**BILL ULLMAN**

**Attorney**

**5120 Wachovia Financial Center**

**200 South Biscayne Boulevard**

**Miami, Florida 33131**

**P 305-358-0284**

**F 305-374-3756**

**C 305-458-0284**

**bill@billullman.com**

March 10, 2006

AUSA Kevin Kelly

303 Marconi Blvd

Columbus, OH 43215

P 614-469-5715

F 614-469-5653

kevin.kelly@usdoj.gov

*faxed 11:50 AM  
e-mailed 11:50 AM*

**Re: United States v. Von C. Cummings**

**U. S. District Court, So. District Ohio, Eastern Division, # 2:06-CR-045-JEC**

**Judge Holschuh**

Dear AUSA Kelly:

To post a Nebbia bond in Miami, the bondsman must take the clerk a letter signed by the Assistant United States Attorney approving the Nebbia compliance.

**This is an URGENT request that you sign and fax back approval of Nebbia compliance on the \$200,000 corporate surety bond set by Magistrate Judge Robert Dube on the February 23.**

Why urgent? The Marshall is about to take Von from Miami for a trip of unknown duration to Columbus. You have previously approved the \$18,000 cash for the premium on a \$120,000 bond. Von's fiancée Teodora is selling her diamond engagement ring to get the other \$12,000 cash required for a \$30,000 premium on a \$200,000 bond. I will fax Teodora's affidavit on the ring sale ASAP. You previously approved Teodora's affidavit for \$3000 cash on the bond premium.

As per my voice mail message and the documents faxed and e-mailed to you yesterday afternoon: We now have \$200,000 collateral. That collateral is the business of All Terrain Sport Limited, 1525 North Bridge Street, Chillicothe, OH 45601. The owner is Brandon McBee whose Nebbia affidavit you previously approved for \$15,000 cash for the bond premium.

*VIA e-mail*

*copied Brandon*

*Ltr ausa killy 3-10-06*

*FAXED Alex*

*BUM*

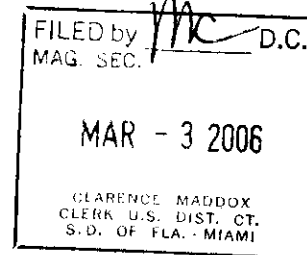
Bill Ullman

*Jon III, Teodora*

*3-10-06*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

Case No. 06-2171-DUBE'



UNITED STATES OF AMERICA,

vs.

**WAIVER OF REMOVAL HEARING**

VON CUMMINGS

I, VON CUMMINGS charged in a proceeding pending in the SOUTHERN District of OHIO and having been arrested in the Southern District of Florida and taken before WILLIAM TURNOFF, a United States Magistrate Judge for that district, who informed me of the charge and of my right to retain counsel or request the assignment of counsel if I am unable to retain counsel, and to have a hearing or execute a waiver thereof, do hereby waive a hearing before the aforementioned magistrate and consent to the issuance of a warrant/order for my removal to the SOUTHERN District of OHIO where the aforesaid charge is pending against me.

DONE and ORDERED at Miami, Florida this 3 day of

MARCH, 20 06.

[Signature]  
Witness

[Signature]  
Signature of Defendant

WILLIAM C. TURNOFF  
UNITED STATES MAGISTRATE JUDGE

6  
MPC



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 06-2171-DUBE'

UNITED STATES OF AMERICA,

vs.

VON CUMMINGS

ORDER ON HEARING TO

REPORT RE: COUNSEL

The above named defendant having appeared before the Court as ordered and reported efforts to retain counsel, it is hereby

ORDERED as follows:

- \_\_\_\_\_ Private counsel \_\_\_\_\_  
appeared in open court and is noted as permanent  
counsel of record.
- \_\_\_\_\_ The defendant requested Court appointed counsel, was  
found eligible, and counsel will be appointed by  
separate order.
- \_\_\_\_\_ The defendant requested Court appointed counsel but  
was found ineligible, and shall appear before the  
Court on \_\_\_\_\_  
at 10:00 a.m. to report regarding his/her further  
efforts to retain counsel, unless counsel notices a  
permanent appearance before that date.
- ✓ \_\_\_\_\_ The defendant requested further time to retain  
counsel and shall appear before the Court on  
3/3/06 at 10:00 a.m. to report  
regarding his/her further efforts to retain counsel,  
unless counsel notices a permanent appearance before  
that date. Removal

**DONE AND ORDERED** at Miami, Florida this 24TH day of FEBRUARY

2006.

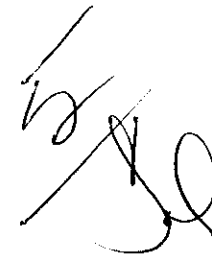
TAPE 06H-15-2390

c. Defense Counsel  
Pretrial Services  
U.S. Marshal  
AUSA

  
ROBERT L. DUBÉ

UNITED STATES MAGISTRATE JUDGE

FILED BY  
2006 FEB 24 PM 12:52  
CLERK OF DISTRICT COURT  
S.D. OF FL. - MIAMI



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA  
CASE NO. 06-2171-DUBÉ

UNITED STATES OF AMERICA,

v.

VON CUMMINGS,

*Stipulated*  
**ORDER DENYING GOVERNMENT'S REQUEST  
FOR PRETRIAL DETENTION and SETTING  
A BOND**

This Cause came before the Court upon motion of (the government for pretrial detention) (the defendant to set a bond). Upon consideration, it is

**ORDERED AND ADJUDGED** as follows:

- \_\_\_\_\_ The government's motion is **denied**.  
\_\_\_\_\_ The defendant's motion is **granted**; bond is set at \_\_\_\_\_  
\_\_\_\_\_ Personal Surety, unsecured, in the amount of \$ \_\_\_\_\_  
\_\_\_\_\_ Personal Surety in the amount of \$ \_\_\_\_\_  
\_\_\_\_\_ with 10% posted with Clerk of Court.  
\_\_\_\_\_ Personal Surety in the amount of \$ \_\_\_\_\_  
\_\_\_\_\_ secured by the following collateral: \_\_\_\_\_  
\_\_\_\_\_ Full Cash in the amount of \$ \_\_\_\_\_  
✓ \_\_\_\_\_ Corporate Surety in the amount of \$200,000 / Nebbia  
\_\_\_\_\_ Full Cash or Corporate Surety in the amount of \$ \_\_\_\_\_

FILED BY *[Signature]*  
2006 FEB 24 PM 12:52  
CLARENCE D. JACOBI  
CLERK U.S. DIST. CT.  
S.D. OF FL - MIAMI

In addition to the standard conditions of bond, the following special conditions are hereby imposed:

- ✓ SURRENDER ALL PASSPORTS & TRAVEL DOCUMENTS TO PRETRIAL SERVICES.  
✓ REPORT TO PTS AS FOLLOWS: \_\_\_\_\_ WEEKLY IN PERSON; \_\_\_\_\_ WEEKLY BY PHONE; \_\_\_\_\_ AS DIRECTED  
\_\_\_\_\_ CURFEW IMPOSED 7 DAYS A WEEK FROM \_\_\_\_\_ P.M. TO \_\_\_\_\_ A.M.  
\_\_\_\_\_ MAINTAIN PRESENT RESIDENCE.  
\_\_\_\_\_ TRAVEL RESTRICTED TO THE SOUTHERN DISTRICT OF FLORIDA.  
\_\_\_\_\_ SUBMIT TO RANDOM URINE TESTING BY PRETRIAL SERVICES FOR THE USE OF NON-PHYSICIAN-PRESCRIBED SUBSTANCES PROHIBITED BY LAW.  
\_\_\_\_\_ MAINTAIN OR ACTIVELY SEEK FULL-TIME EMPLOYMENT.  
\_\_\_\_\_ MAINTAIN OR BEGIN AN EDUCATIONAL PROGRAM.  
\_\_\_\_\_ AVOID ALL CONTACT WITH VICTIMS OF OR WITNESSES TO THE CRIMES CHARGED.  
\_\_\_\_\_ STAY AWAY FROM COMMERCIAL TRANSPORTATION FACILITIES, MARINAS, BUS TERMINALS AND AIRPORTS.  
\_\_\_\_\_ REFRAIN FROM POSSESSING A FIREARM, DESTRUCTIVE DEVICE OR OTHER DANGEROUS WEAPON.  
\_\_\_\_\_ COSIGNERS ARE NOT TO FURTHER ENCUMBER PROPERTY DURING PENDENCY OF CASE.  
\_\_\_\_\_ COMPLY WITH THE FOLLOWING ADDITIONAL SPECIAL CONDITIONS OF THIS BOND: *(no bond held)*

If bond is changed from that set in another District, the reason pursuant to Rule 40(f) is: \_\_\_\_\_

**DONE AND ORDERED** at Miami, Florida this 24th day of FEBRUARY 2006.

TAPE NO. 06H-15-2390

c:AUSA, Deft Counsel,

Pretrial Services, US Marshal

*[Signature]*  
ROBERT L. DUBÉ

UNITED STATES MAGISTRATE JUDGE

*[Signature]*

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

CASE NO. 06-2171-DUBE'

UNITED STATES OF AMERICA

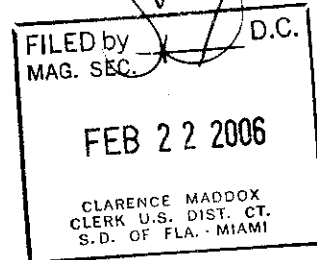
Plaintiff,

v.

VON C. CUMMINGS

DOB: 11-02-69 (J) 76442-004

Defendant.



ORDER ON INITIAL APPEARANCE

AUSA Eloisa Fernandez Language ENGLISH  
Agent FBI Tape No. 06H- 16 - 190

The above-named defendant having been arrested on 02/18/06 having appeared before the court for initial appearance on 2/21/06 and proceedings having been held in accordance with Fed.R.Cr.P. r. 5 or 40(a), it is thereupon

**ORDERED** as follows:

1. (no atty in Court) appeared as permanent/temporary counsel of record.  
Address: \_\_\_\_\_  
Zip Code: \_\_\_\_\_ Telephone: \_\_\_\_\_
2. \_\_\_\_\_ appointed as permanent counsel of record.  
Address: \_\_\_\_\_  
Zip Code: \_\_\_\_\_ Telephone: \_\_\_\_\_
3. The defendant shall attempt to retain counsel and shall appear before the court at 10:00 a.m. on \_\_\_\_\_, 2006.
4. Arraignment/Preliminary/Removal/Identity hearing is set for 10am 2/24, 2006.
5. The defendant is held in temporary pretrial detention pursuant to 18 U.S.C. Section 3142 (d) or (f) because \_\_\_\_\_  
A detention hearing, pursuant to 18 U.S.C. Section 3142(f), is set for 10am 2/24, 2006.
6. The defendant shall be release from custody upon the posting of the following type of appearance bond, pursuant to 18 U.S.C. Section 3142:  
\_\_\_\_\_  
\_\_\_\_\_

This bond shall contain the standard conditions of bond printed in the bond form of this Court and, in addition, the defendant must comply with the special conditions checked below:

- ☐ a. Surrender all passports and travel document to the Pretrial Services Office.
- ☐ b. Report to Pretrial Services as follows: \_\_\_\_\_ times a week by phone, \_\_\_\_\_ time a week in person; other: \_\_\_\_\_
- ☐ c. Submit to random urine testing by Pretrial Services for the use of non-physician-prescribed substances prohibited by law.

VON C. CUMMINGS

- ☐ d. Maintain or actively seek full time gainful employment.  
☐ e. Maintain or begin an educational program.  
☐ f. Avoid all contact with victims of or witnesses to the crimes charged.  
☐ g. Refrain from possessing a firearm, destructive device or other dangerous weapon.  
☐ h. Comply with the following curfew: \_\_\_\_\_  
☐ i. Avoid all commercial transportation facilities; no airports, no marinas, no bus terminals.  
☐ j. Comply with the following additional special conditions of this bond:  
\_\_\_\_\_  
\_\_\_\_\_

This bond was set: At Arrest \_\_\_\_\_  
On Warrant \_\_\_\_\_  
After Hearing \_\_\_\_\_

If bond is changed from that set in another District, the reason pursuant to Rule 40(f) is \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

☐ If this space is checked, an evidentiary hearing pursuant to United States v. Nebbia, 357, F.2d 303 (2 Cir. 1966) shall be held prior to the posting of the bond. Such hearing shall be scheduled promptly upon notification to the court that the defendant is ready to post bond.

7. The defendant has been advised by the court that if he or she is released on bond pursuant to the conditions set forth herein or those later ordered by the court, the defendant is subject to arrest and revocation of release and to various civil and criminal sanctions for any violation of those conditions. These various sanctions and penalties are set forth more fully in the Appearance Bond itself.
8. The defendant is committed to the custody of the United States Marshal until an appearance bond has been executed in accordance with this or subsequent court order.

**DONE AND ORDERED** at Miami, Florida this 21ST day of FEBRUARY, 2006.



**ROBERT L. DUBE'**  
**UNITED STATES MAGISTRATE JUDGE**

c: Assistant U.S. Attorney  
Defense Counsel  
Pretrial Services/Probation

AQ 442 (Rev. 10/03) Warrant for Arrest

## UNITED STATES DISTRICT COURT

SOUTHERN

District of

OHIO

UNITED STATES OF AMERICA

V.

VON C. CUMMINGS,  
dba Paramount Financial Partners, LP  
Paramount Capital Management, LLC

To: The United States Marshal  
and any Authorized United States Officer

Case Number: CR-2-06-045

## WARRANT FOR ARREST

FILED by	D.C.
MAG. SEC.	
FEB 22 2006	
CLARENCE MADDOX CLERK U.S. DIST. CT. S.D. OF FLA. - MIAMI	
Name	

YOU ARE HEREBY COMMANDED to arrest Von C. Cummings

and bring him or her forthwith to the nearest magistrate judge to answer a(n)

☒ Indictment ☐ Information ☐ Complaint ☐ Order of  
court ☐ Probation  
Violation  
Petition ☐ Supervised Release  
Violation Petition ☐ Violation  
Notice

charging him or her with (brief description of offense)

mail fraud and wirefraud

in violation of Title 18 United States Code, Section(s) 1341 and 1343

James Bonini  
Name of Issuing Officer

Signature of Issuing Officer

Clerk  
Title of Issuing Officer

February 16, 2006 - Columbus, Ohio  
Date and Location

## RETURN

This warrant was received and executed with the arrest of the above-named defendant at

DATE RECEIVED

NAME AND TITLE OF ARRESTING OFFICER

SIGNATURE OF ARRESTING OFFICER

DATE OF ARREST

DATE: 02/21/06

CASE NO. 06-2171-Subi

~~RE: COUNSEL~~ RE: COUNSEL BOND PTD PRELIMINARY ARRAIGNMENT REMOVAL  
GARCIA HRG NEBBIA PRELIMINARY PROBATION PROBABLE CAUSE

DEFENDANT: VON CUMMINGS (J) 76442-004

formcove.rsh

12.5.07

OFFENSE: WIRE FRAUD

BOND BEFORE HEARING: \_\_\_\_\_

BOND AFTER HEARING : \_\_\_\_\_

ADDITIONAL INFORMATION: FBI/WERONIK  
(305) 944-9101



UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF FLORIDA

UNITED STATES OF AMERICA  
Plaintiff  
-VS-

CASE NUMBER: CR: 06-2176-Drube

REPORT COMMENCING CRIMINAL  
ACTION

VON CUMMINGS

Defendant

76442-002

USMS NUMBER

FILED by  
MAG. SEG. D.C.  
FEB 22 2006

TO CLERK'S OFFICE  
U.S. DISTRICT COURT

MIAMI

FT. LAUDERDALE  
(CIRCLE ONE)

W. PALM BEACH

CLARENCE MADDOX  
CLERK U.S. DIST. CT.  
S.D. OF FLA. - MIAMI

NOTE: CIRCLE APPROPRIATE LOCATION FOR APPEARANCE IN MAGISTRATES COURT ABOVE.

COMPLETE ALL ITEMS. INFORMATION NOT APPLICABLE ENTER N/A.

(1) DATE AND TIME OF ARREST: 5<sup>30</sup> P A M P M X

(2) LANGUAGE SPOKEN: ENGLISH

(3) OFFENSE (S) CHARGED: T18 USC & 1342 Wire Fraud

(4) DATE OF BIRTH: 11-2-69

(5) TYPE OF CHARGING DOCUMENT: (CHECK ONE)

- ☒ INDICTMENT ☐ COMPLAINT TO BE FILED/ALREADY FILED  
☐ BENCH WARRANT FOR FAILURE TO APPEAR  
☐ PROBATION VIOLATION WARRANT  
☐ PAROLE VIOLATION WARRANT

ORIGINATING DISTRICT: OHIO

(6) REMARKS:

(7) DATE: 2/18/66 (8) ARRESTING OFFICER: WERONIK, MICHAEL

(9) AGENCY: FBI (10) PHONE: 305-944-9101

(11) COMMENTS:

*[Handwritten signature]*